

COMPLAINT

CASE NUMBER: **05SA090**

The CHRB hereby files a complaint against **FRANK MONTELEONE** for violation of CHRB Rule **1843 (A) & (D) & 1887**. The person named in this complaint holds a license as a **TRAINER**, license number **#077012**. The offense alleged occurred on or about **JANUARY 21, 2005** and is as follows:

ON JANUARY 21, 2005, THE HORSE "REATTA PASS" TRAINED BY FRANK MONTELEONE FINISHED 1ST IN THE 3RD RACE AT SANTA ANITA RACE TRACK. POST RACE SAMPLE #R10170 WAS ANALYZED BY TRUESDAIL LAB AND FOUND TO CONTAIN THE CLASS 3 DRUG "CLENBUTEROL", EXCEEDING THE PERMITTED LEVEL. SPLIT SAMPLE SENT TO TEXAS VETERINARY MEDICAL LAB, WHICH CONFIRMED "CLENBUTEROL" AT 8NG.

Pursuant to Business and Professions Code Section 19420, 19440, and CHRB Rules, the stewards are empowered to impose penalties for violation of any provision of the CHRB Rules. Such penalties may consist of suspension of any license, fines, and exclusion from all racing enclosures under the jurisdiction of the Board or by any combination of these penalties.

Date : MARCH 9, 2005	Complainant : CHRB
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NOTICE TO APPEAR

To **FRANK MONTELEONE**, you are hereby notified to appear before the Board of Stewards at the below listed location, date, and time.

Location: NOT YET DETERMINED	Date: NOT YET DETERMINED	Time: NOT YET DETERMINED
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You are entitled to reasonable notice of the hearing and reasonable time to prepare for the hearing. If you need additional time to prepare for the hearing, you must contact the Board of Stewards within 72 hours of receipt of this notice. All requests for a continuance must be in writing. You should be prepared to justify your request for additional time. Granting or denial of a request for additional time is within the sound discretion of the stewards. The hearing will be conducted in accordance with the GOVERNING PROCEDURES FOR HEARING BEFORE THE BOARD OF STEWARDS, a copy of which is attached to this Complaint and Notice to Appear.

Investigator	Date MARCH 9, 2005
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